IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

Crl.Rev.Pet.No. 1496 of 2007()

CC.1912/2002 of ADDL.CHIEF JUDICIAL MAGISTRATE, ERNAKULAM

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REVN. PETITIONER: COMPLAINANT

T.S.RAMASWAMY
S/O.SURYANARAYANA IYER
CHARTERED ACCOUNTANT
RESIDING AT SURYARAMAM
MAIN ROAD, TRIPUNITHURA, ERNAKULAM.

BY ADV. SRI.ASHIM.M.V.

RESPONDENTS: ACCUSED & STATE

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1. K.KRISHNA KUMAR
   STAMP VENDOR AND DOCUMENT WRITER
   13/137, MAIN ROAD, TRIPUNITHURA.
   ERNAKULAM

2. STATE OF KERALA, REPRESENTED BY PUBLIC PROSECUTOR
   HIGH COURT OF KERALA, ERNAKULAM

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 04/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1496 of 2007

Dated this the 4th day of April, 2007

O R D E R

Revision petitioner is the complainant who had initiated proceedings under Section 138 of the Negotiable Instruments Act and the same stands dismissed under Section 204(4) of the Code of Criminal Procedure.

2. It is the case of the revision petitioner that on account of wrong noting of the posting date he could not be present in the court in time. In the circumstances, the order of the court below is set aside. The court below is directed to permit the petitioner to further pursue the matter. Revision petitioner shall appear before the Additional Chief Judicial Magistrate Court, Ernakulam on 25.4.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl